

May 20, 2004

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STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

Illinois Commerce Commission
RAIL SAFETY SECTION

NORFOLK SOUTHERN (OWNER)
METRA (LESSEE)

Joint Petitioners
vs.

DOCKET NO. 704-0051

ILLINOIS DEPARTMENT OF TRANSPORTATION,
COOK COUNTY and VILLAGE OF ORLAND PARK,

Respondents.

Petition of the Norfolk Southern and Metra seeking an order of the Illinois Commerce Commission directing that an additional track and grade crossing be constructed at 135th Street (DOT 478-772H) on the Norfolk Southern, in Orland Park, IL.

PETITION

Now comes the Joint Petitioners, Norfolk Southern ("NS") and Metra, pursuant to Section 18c-7401(3) of the Illinois Commercial Transportation Law (625 ILCS 5/CH. 18C) and petitions the Illinois Commerce Commission (the "Commission") for an order directing that an additional track and grade crossing be constructed at 135th Street (DOT 478-772H) on the NS in Orland Park, Cook County, IL. In support of its Petition, NS and Metra states as follows:

1. NS is a rail carrier operating in Illinois and is a rail carrier within the meaning of the Illinois Commercial Transportation Law.
2. Metra is a passenger service in Illinois and leases and operates over NS trackage for passenger service.
3. The Illinois Department of Transportation is an agency of the State of Illinois and is subject to the jurisdiction of the Commission.
4. Cook County is a political subdivision within the State of Illinois and is subject to the jurisdiction of the Commission.
5. The Village of Orland Park is a political subdivision within the State of Illinois and is subject to the jurisdiction of the Commission.
6. NS owns and operates a main line of the railroad through Cook County continuing into Will County to Manhattan, IL. This main line passes through the municipality made a party respondent to this action.
7. Metra currently operates sixteen commuter trains per day from Chicago to 179th Street in Orland Park, Illinois on the NS main line described in the preceding paragraph.

DOCKETED

8. To improve safety and efficiency of Metra operations and to accommodate future additional Metra trains on the NS's main line, officials from the Engineering Department of NS and Metra have determined that the construction of an additional main line track, at grade, across 135th Street in Orland Park is necessary to safely accommodate the current and projected Metra trains without interference from or delay caused by freight operations.
9. The NS traffic and timetable speed, current and projected Metra traffic and timetable speed, existing warning devices and existing crossing surface type are set forth in Exhibit A and incorporated herein by reference.
10. A Construction plan for the project is attached hereto as Exhibit B and incorporated herein by reference.
11. A Copy of a letter permit from Cook County regarding adjustment of the roadway profile is attached hereto as Exhibit C and incorporated herein by reference.
12. Metra proposes that it will pay for the new construction and proposed crossing as set forth in Exhibit A, including installation of new gates and cantilevers.


WHEREFORE, Joint petitioners Norfolk Southern and Metra respectfully requests that the Commission:

- a) Set this matter for hearing with due notice to the parties:
- b) After hearing, enter an order directing Joint Petitioners Norfolk Southern and Metra to construct an additional track and grade crossing as set forth in Exhibits A and B:
- c) Provide such other and further relief, as the Commission deems just and appropriate.

Dated at Chicago, Illinois this 20th day of May, 2004.

Respectfully Submitted,

Metra

By: 
One of Its Attorneys

G. Darryl Reed
SIDLEY AUSTIN BROWN & WOOD LLP
Bank One Plaza
10 S. Dearborn Street
Chicago, IL 60603
(312) 853-7766
gdreed@sidley.com

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

NORFOLK SOUTHERN (OWNER)
METRA (LESSEE)

Joint Petitioners

vs.

DOCKET NO. _____

ILLINOIS DEPARTMENT OF TRANSPORTATION,
COOK COUNTY and VILLAGE OF ORLAND PARK,

Respondents.

NOTICE OF FILING

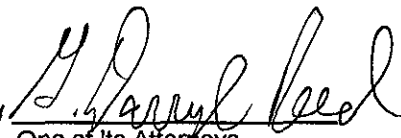
Ms. Stacey C. Hollo
Special Assistant Attorney General
Illinois Department of Transportation
2300 S. Dirksen Parkway, Room 311
Springfield, IL 62764

Mr. Wally Kos
Cook County Superintendent of
Highways
69 W. Washington Street
Chicago, IL 60661

Mr. David P. Maher
Village Clerk
Village of Orland Park
14700 South Ravinia Avenue
Orland Park, IL. 60462

PLEASE TAKE NOTICE that we have on this 20th day of May, 2004, filed with the Illinois Commerce Commission, Norfolk Southern and Metra's Joint Petition in the above-captioned matter, a copy which is hereby served upon you.

Metra


By 
One of Its Attorneys

G. Darryl Reed
SIDLEY AUSTIN BROWN & WOOD LLP
Bank One Plaza
10 S. Dearborn Street
Chicago, IL 60603
(312) 853-7766
gdreed@sidley.com

May 20, 2004

PROOF OF SERVICE

G. Darryl Reed, being duly sworn, under oath, deposes and states that on behalf of the Joint Petitioners, he served the foregoing Joint Petition upon the respondents made party to this proceeding by enclosing copies of the petition in envelopes addressed to those parties as set forth below, postage pre-paid, and depositing the envelopes in the United States Mail at 10 South Dearborn Street, Chicago, IL on the 20th day of May, 2004.


G. Darryl Reed

SUBSCRIBED and SWORN to
Before me this 20th day of
May, 2004.


Notary Public



Ms. Stacey C. Hollo
Special Assistant Attorney General
Illinois Department of Transportation
2300 S. Dirksen Parkway, Room 311
Springfield, IL 62764

Mr. Wally Kos
Cook County Superintendent of
Highways
69 W. Washington Street
Chicago, IL 60661

Mr. David P. Maher
Village Clerk
Village of Orland Park
14700 South Ravinia Avenue
Orland Park, IL. 60462

EXHIBIT A

135th Street
Orland Park, IL.
DOT 478-772H

Rail Freight Traffic - 4 trains per day
Timetable Speed -40 MPH

Metra Traffic -- 16 trains per day
(Metra proposes to increase this number to 30
trains per day)
Timetable Speed - 60 MPH
(Metra proposes to increase speed to 79MPH)

Existing Warning Devices - Cantilever flashers/gates & CWTD circuitry.
Proposed Warning Devices -- Cantilever flashers/gates & CWTD circuitry for two tracks.

Proposed crossing surface -- Full depth rubber with asphalt in the median.

COST ESTIMATES

Construct one new track and crossing at 135th Street

Install new cantilever flasher/gates for two tracks

EXHIBIT B